S.B. CIVIL WRIT PETITION NO.1821/06
Radhey Shyam Gupta vs. State & ors.

DATE OF ORDER : - 5.7.2007

HON'BLE MR.PRAKASH TATIA,J.

Mr.Mohd. Aslam for Mr. Manish Shishodia,for the petitioner.

Without initiating any proceedings under Section 16 of the Child Labour (Prohibition & Regulation) Act, 1986, the penalty was imposed upon the petitioner on account of committing an offence under the Child Labour (Prohibition & Regulation) Act, 1986, which has been challenged by the petitioner by filing the present writ petition.

Learned counsel for the petitioner submitted that idential writ petitions have already been allowed by this Court which are S.B. Civil Writ Petition No.6410/2003 (Roop Chand Partani Vs. The State of Rajasthan & Ors., decided on 2.8.2006) and another is S.B. Civil Writ Petition No.1430/2004 (Naresh Babel & Ors. Vs. State of Rajasthan & Ors., decided on 29.3.2007).

In view of the above reasons, this writ petition is also allowed. The orders dated 18th Oct., 1997 (Annex.1) and 18th June, 2002 (Annex.3) are quashed and set aside and no recovery be effected from the petitioner in pursuance of the order dated 18th Oct., 1997.

(PRAKASH TATIA), J.

mlt.